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REMARKS

The issue is whether or not documentary proof is required in support of our Rule 131 Declaration. Here, it should be noted that the date of conception was not proven. It was merely shown that because the attorney had possession of the disclosure, by a given date, that the conception must have been at least by a given date when the attorney already had the material. The statements made in the Declaration are based on records within the law firm and those documents would be privileged.

However, a Supplemental Declaration is attached to establish that the invention was provided by a disclosure document.

Therefore, reconsideration is respectfully requested.

Respectfully submitted,

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Timothy N. Trop, Reg. No. 28,994  
TROP, PRUNER & HU, P.C.  
1616 South Voss Road, Suite 750  
Houston, TX 77057-2631  
713/468-8880 [Phone]  
713/468-8883 [Fax]

Attorneys for Intel Corporation